

Codification of Title 79, Natural Resources

Title 63, Chapter 34, Natural Resources	Title 79, Chapter 2, Department of Natural Resources
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Old Section	Description	Destination
63-34-1	Title	repeal
63-34-3	Department of Natural Resources created -- Boards, councils, and divisions	79-2-201
63-34-3.1	Procedures -- Adjudicative proceedings	79-2-205
63-34-3.2	(Contingent) Wetlands Protection Account	79-2-305
63-34-3.3	(Contingent) Recreational Trails and Streams Enhancement and Protection Account.	79-2-306
63-34-4	Appointment of policy board members	79-2-203
63-34-5	Executive director -- Appointment	79-2-202
63-3-5	(Contingent) Executive director -- Appointment	79-2-202
63-34-6	Division directors -- Natural resources planning	79-2-204
63-34-7	Executive director -- Authority regarding agreements and federal programs	repeal; merge w/ 79-2-202
63-34-8	Budget	79-2-301
63-34-9	Volunteer workers authorized	79-2-401
63-34-10	"Volunteer" defined -- Expense reimbursement.	repeal; merge w/ 79-2-401
63-34-11	Volunteers as state employees	repeal; merge w/ 79-2-401
63-34-12	Volunteer service -- approval required	repeal; merge w/ 79-2-401
63-34-14	Species Protection Account.	79-2-303
63-34-15	Outdoor recreation facilities -- Participation in federal programs	79-2-402
63-34-16	Outdoor recreation facilities -- Executive director to plan	repeal; merge w/ 79-2-402
63-34-17	Outdoor recreation facilities -- Powers of executive director	repeal; merge w/ 79-2-402
63-34-18	Outdoor recreation facilities -- Department as agent of state	repeal; merge w/ 79-2-402
63-34-19	Outdoor recreation facilities -- Availability of funds	repeal; merge w/ 79-2-402
63-34-20	Natural Resources Conservation Easement Account	79-2-304
63-34-21	Sale of Real Property	79-2-403

63-34-1. Short title.

This act shall be known and may be cited as the "Utah Natural Resources Act."

63-34-7. Federal aid programs -- Agreements with other states and organizations -- Authority of executive director.

The executive director of natural resources, with the approval of the governor, may accept, in behalf of the state of Utah, and bind the state by such acceptance, any executive or legislative provisions that may be promulgated or enacted by the federal government or any agency thereof, whereby the state of Utah is invited, permitted or authorized to participate in the distribution, disbursement or administration of any fund or service, advanced, offered or contributed in whole or in part by the federal government for purposes consistent with the powers and duties of the department.

If any executive or legislative provisions of the federal government shall require, as a condition to participation by the state of Utah in any fund, property or service, the executive director, with the governor's approval, shall expend whatever funds are necessary out of the moneys provided by the Legislature for the use and disbursement of the Department of Natural Resources.

63-34-10. "Volunteer" defined -- Expense reimbursement.

As used in this chapter, "volunteer" means any person who donates services to the Department of Natural Resources or its divisions without pay or other compensation. Volunteers may be reimbursed for expenses actually and necessarily incurred, to include transportation, meals, lodging, uniforms and other items as approved by the Department of Finance, in such amounts and in accordance with the rules and regulations of the Department of Finance.

63-34-11. Volunteers as state employees.

A volunteer is considered an employee of the state for the purposes stated in Section 67-20-3.

63-34-12. Approval prerequisite to volunteer service -- Rules and regulations.

(1) Volunteers may not donate any service to the Department of Natural Resources or its divisions unless and until the work program in which volunteers would serve has first been approved, in writing, by the executive director of the Department of Natural Resources and the executive director of the Department of Human Resource Management.

(2) Volunteer services shall comply with any rules adopted by the Department of Human Resource Management relating to that service that are not inconsistent with the provisions of Sections 63-34-9 through 63-34-12.

63-34-16. Outdoor recreation facilities -- Executive director to plan.

The executive director of natural resources, in cooperation with the state planning coordinator and the state and local agencies responsible for planning, acquisition, and development of outdoor recreation facilities, is authorized to prepare, maintain, and keep up to date a comprehensive plan for the development of the outdoor recreation resources of the state. The completed plan and all amendments thereto shall be submitted to the governor for his review and approval.

63-34-17. Outdoor recreation facilities -- Powers of executive director to obtain federal aid.

The executive director of natural resources may, by following the procedures and requirements of Title 63J, Chapter 5, Federal Funds Procedures, apply to any appropriate agency or officer of the United States for participation in or the receipt of aid from any federal program respecting outdoor recreation. The executive director may, in cooperation with other state agencies and after obtaining the approvals required by Title 63J, Chapter 5, Federal Funds Procedures, enter into contracts and agreements with the United States or any appropriate agency thereof, keep financial and other records relating thereto, and furnish to appropriate officials and agencies of the United States such reports and information as may be reasonably necessary to enable such officials and agencies to perform their duties under such programs. In connection with obtaining the benefits of any such program, the executive director of natural resources shall coordinate the department's activities with and represent the interests of all agencies and subdivisions of the state having interests in the planning, development, and maintenance of outdoor recreation resources and facilities.

63-34-18. Outdoor recreation facilities -- Department of Natural Resources as agent of state.

The Department of Natural Resources is authorized to act as the agent of state and local agencies to receive and to disburse federal moneys in accordance with the comprehensive plan for the development of the outdoor recreation resources of the state as approved by the governor.

63-34-19. Outdoor recreation facilities -- Availability of funds for shares of state or political subdivision project costs required.

The executive director of natural resources shall make no commitment or enter into any agreement pursuant to an exercise of authority under this act and neither shall the governor approve the same until it has determined that sufficient funds are available to it for meeting the state's share, if any, of project costs. It is the legislative intent that, to such extent as may be necessary to assure the proper operation and maintenance of areas and facilities acquired or developed pursuant to any program participated in by this state under authority of this act, such areas and facilities shall be publicly maintained for outdoor recreation purposes. The executive director of natural resources may enter into and administer agreements with the United States or any appropriate agency thereof with the approval of the governor for planning, acquisition, and development projects involving participating federal-aid funds on behalf of any political subdivision or subdivisions of this state, if such political subdivision or subdivisions give necessary assurance to the executive director of natural resources that they have available sufficient funds to meet their shares, if any, of the cost of the project and that the acquired or developed areas will be operated and maintained at the expense of such political subdivision or subdivisions for public outdoor recreation use.